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TERRELL C. BIRCH
 RAYMOND C. STEWART
 JAMES M. SLATTERY
 MICHAEL K. MUTTER
 CHARLES GORENSTEIN
 GERALD M. MURPHY, JR.
 LEONARD R. SVENSSON
 ANDREW D. MEIKLE
 MARC S. WEINER
 JOE MCKINNEY MUNCY
 ROBERT J. KENNEY
 JOHN W. BAILEY
 MARK J. NUEL, PH.D.
 JAMES T. ELLER, JR.
 D. RICHARD ANDERSON
 THOMAS M. SMALL
 ROBERT A. SELDON*
 JOHN A. SCILLIERI*
 SANFORD ASTOR*
 MICHAEL R. CAMMARATA
 SCOTT L. LOWE
 PAUL C. LEWIS
 MARYANNE ARMSTRONG, PH.D.

OF COUNSEL:
 HERBERT M. BIRCH (1905-1996)
 BERNARD L. SWEENEY*
 ELLIOT A. GOLDBERG*
 WILLIAM L. GATES
 EDWARD H. VALANCE
 RUPERT J. BRADY (RET.)*
 F. PRINCE BUTLER
 FRED S. WHISENHUNT (RET.)
 JAMES W. HELLWEGE
 QUENTIN R. "RICK" CORRIE
 ROBERT F. GNUSE
 DAVID R. MURPHY
 ROBERT M. ASHEN*
 WILLIAM B. WALKER*
 RICHARD B. MCGRATH
 ROBERT J. WEBSTER

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW
 8110 GATEHOUSE ROAD
 SUITE 100 EAST
 FALLS CHURCH, VA 22042-1248
 USA

(703) 205-8000
 FAX: (703) 205-8050
 (703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
 web: http://www.bskb.com

OTHER OFFICES:
 CARLSBAD, CALIFORNIA
 COSTA MESA, CALIFORNIA
 LOS ANGELES, CALIFORNIA

SENIOR COUNSEL:
 JOSEPH A. KOLASCH

RICHARD GALLAGHER
 KECIA J. REYNOLDS
 KALPANA REDDY
 ESTHER H. CHONG
 CATHERINE M. VOISINET*
 EUGENE T. PEREZ
 CAROLYN T. BAUMGARDNER*
 MARTIN R. GEISSLER*
 J. ALISON GRABELL*
 T. BENJAMIN SCHROEDER, PH.D.
 PERCY L. SQUARE
 HYUNG N. SOHN
 CLINT A. GERDINE
 CRAIG A. MCROBBIE
 MATTHEW T. SHANLEY
 GARTH M. DAHLEN, PH.D.
 ROBERT E. GOOZNER, PH.D.
 SUSAN W. GORMAN, PH.D.*
 SCOTT T. WAKEMAN*

REG. PATENT AGENTS:
 FREDERICK R. HANDREN
 MAKI HATSUMI
 KRISTI L. RUPERT, PH.D.
 ROBERT W. DOWNS
 CHAD J. BILLINGS
 CARL T. THOMSEN
 JASON W. RHODES
 SAM BHATTACHARYA
 DEMETRA R. SMITH-STEWART

*ADMITTED TO A BAR OTHER THAN VA

17302 U.S. PTO
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032504

Date: March 25, 2004

Docket No.: 2870-0274PUS1

MS PATENT APPLICATION

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

As authorized by the inventor(s), transmitted herewith for filing is a patent application applied for on behalf of the inventor(s) according to the provisions of 37 C.F.R. § 1.41(c).

Inventor(s): Toshihiro MORI; Yoshihiko MAKINO

For: APPARATUS FOR SEPARATING AND PURIFYING NUCLEIC ACID AND METHOD FOR SEPARATING AND PURIFYING NUCLEIC ACID

Enclosed are:

- ☒ A specification consisting of sixty (60) pages
- ☒ Eight (8) sheet(s) of formal drawings
- ☐ Applicant claims small entity status under 37 C.F.R. § 1.27
- ☐ Applicant does not claim priority
- ☒ Applicant claims the right of priority under the provisions of 35 U.S.C. § 119 and 37 C.F.R. § 1.55(a) based on Application No(s). 2003-090385 and 2003-090393 filed in Japan on March 28, 2003.
 - ☒ Certified copy(ies) is(are) attached hereto.
 - ☐ Certified copy(ies) will follow.

- ☒ Executed Declaration in accordance with 37 C.F.R. § 1.64 will follow
- ☐ Application Data Sheet in accordance with 37 C.F.R. § 1.76
- ☒ Preliminary Amendment
- ☐ Information Disclosure Statement, PTO-1449 and reference(s)
- ☐ Other: _____
- ☐ Applicant requests early publication - \$300.00 publication fee
- ☐ Non-publication Request and Certification under 35 U.S.C. § 122(b) (2) (B) (i)

The filing fee has been calculated as shown below:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	34-20=	14	x 18 = \$252.00	x 9= \$0.00
INDEPENDENT CLAIMS	2-3=	0	x 86 = \$0.00	x43= \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
TOTAL			\$1,022.00	\$0.00

- ☒ The application transmitted herewith is filed in accordance with 37 C.F.R. § 1.41(c). The undersigned has been authorized by the inventor(s) to file the present application. The original duly executed declaration together with the surcharge will be forwarded in due course.
- ☒ A check in the amount of \$1,022.00 to cover the filing fee is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.

☒ Please send correspondence to:
BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 02292
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *Marc S. Weiner* 13 D046,069)
Marc S. Weiner, #32,181

MSW
2870-0274PUS1

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 02/13/2004)